

**TOWN OF SUPERIOR
MINUTES REGULAR MEETING**

**A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF SUPERIOR,
ARIZONA, AT THE SUPERIOR SENIOR CENTER LOCATED AT 360 W. MAIN
STREET ON THURSDAY, NOVEMBER 7, 2013 AT 7:00 P.M.**

CALL TO ORDER:

Mayor Valenzuela called meeting to order at 7:04 p.m.

ROLL CALL:

Mayor	Jayme Valenzuela
Vice Mayor	Olga Lopez
Councilmember	Gilbert Aguilar
Councilmember	Michael Alonzo
Councilmember	Mila Besich-Lira
Councilmember	Steve Estatico
Councilmember	John Tameron

TOWN STAFF PRESENT:

Town Manager	Margaret Gaston
Town Attorney	Stephen Cooper
Administration	Ruby Cervantes
Senior Center	Debbie Casillas
Police Department	Sgt. Ramirez
Fire Department	Todd Pryor
Town Staff	Nora Miramon

VISITORS PRESENT:

Ray Ramirez	Sandra Doyle
Lynn Darr	Merry Darr
Marilee Lasch	Sonnie Sansom
R. C. Arnold	Kathryn Arnold
Aja Dezeeuw	Josh Dezeeuw
Hank Gutierrez	Melissa Rabago
Dave Richins	Nina Crowder

CALL TO THE PUBLIC:

Sandra Doyle
Marilee Lasch
Sonnie Sansom
Dave Richins
Sue Anderson
Hank Gutierrez

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PLEDGE OF ALLEGIANCE:

Mayor lead the public in the Pledge of Allegiance

INVOCATION:

Pastor Dennis Van Gorp from Family Life Christian Center gave the invocation.

SPECIAL PRESENTATION:

- A. American Diabetes Month Proclamation; Town Manager Margaret Gaston read a letter from the American Diabetes Association declaring November 2013 to be American Diabetes Month and asked of the Mayor and Council to encourage the people of Superior to become involved in changing the future of this disease, by proclaiming November to be American Diabetes Month in Superior. Stating that nearly 26 million children and adults in the USA have diabetes, including approximately 500,000 children and adults in Arizona, and another 79 million are at high risk for developing type 2 diabetes. In addition, throughout the month local residents can find out more information about diabetes online. Please help us raise awareness of a disease that strikes every 17 seconds. To be successful in stopping diabetes, we need everyone, including the residents of Superior, to come together and fight this deadly epidemic. Should you have any questions regarding our request, please contact Anne Dennis. Sincerely Craig Morgan, Arizona Advocacy Chair, American Diabetes Association.

CONSENT AGENDA:

- A. Minutes of Regular Meeting October 17, 2013;
Correction by Councilmember Besich-Lira, stated that it was not Attorney Stephen Cooper, as noted in the minutes, but his associate, Liz Rueter who attended the meeting. Correction noted.
- B. Approval of an Alcohol Beverage Permit for the Magma Club for a wedding. Melissa Rabago December 13, 2013.
- C. Approval of an Alcohol Beverage Permit David Noriega, Bending Walls LLC, for the Magma Club for a musical performance on December 14, 2013.

Motion to approve Consent Agenda with the changes to the minutes made by Councilmember Tameron, Second by Councilmember Estatico, Motion Carries.

NEW BUSINESS:

- A. Request for Approval of The Lost Trail Signage, and the Sponsorship of the 3rd Annual LOST Eco Tourism Festival: The Arizona Trail Association will donate three signs to be installed on Highway 177 and Highway 60. A permit is required by ADOT before the signs are installed. There will be no cost for the ADOT permit, only the Town signing off on the signs as the Encroachment Owner. Also, the LOST Committee of Superior is planning on their 3rd Annual LOST Eco Tourism Festival to be held on February 8th 2014. The Committee is asking the Town of Superior to be a sponsor for this event. The sponsorship for the Town of Superior includes the insurance liability for this event to be held in the Magma Club free of charge and with no deposit.

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Of course, the Town will make sure the building is clean; supplies are there and furnish the utilities. If the Council votes to approve not charging the event, it will have to be noted that the LOST Committee is still responsible for cleaning the building after the event, not the Town.

Comment from Councilmember Tameron, the Council had already agreed to stop waiving the fees for all special interest groups and that they would have to carry the cost for all events regarding the rental of town properties. After several minutes of discussion Mayor Valenzuela called for a motion.

Motion to approve signage and waive fees for the Eco Tourism Festival made by Vice Mayor Lopez, at this time Councilmember Aguilar had a comment, when are we going to start sticking to what we said we were going to do. We all agreed that no more sponsoring special groups. Everyone has to pull their own weight. We need to start doing what we agreed to do. He asked Manager Gaston if anyone had come to her to see if the Town even had the money, Ms. Gaston answered no, no one had come to her with that question. Second by Councilmember Estatico, Motion passes 6 yes votes and 1 no vote, Councilmember Tameron.

- B. Discussion and Approval of the Town of Superior Senior Van Policy: Director of the Senior Center, Debbie Casillas, has requested use of the Town's van to take the senior's on a shopping trip once a month. The trips were approved for September and October, but the manager found out there was not a policy regarding the use of the Town of Superior's vans. It makes sense to have a policy in place that is to be followed when the vans are used. This also helps if there are any accidents or if something happens that the Town has a policy approved by the Council. Our liability insurance also prefers the Town has a policy regarding the use of the Town's van. This gives the Town adequate control over the vans, which we should have. The Town of Hayden Senior Center is having their Thanksgiving party on November 15th and their Christmas party on December 13, 2013. Those days are a Friday. The van can go to Hayden with Seniors from Superior for the party in November and December if we have enough people signed up. Councilmember Alonzo asked if we needed to have a mileage log for the trips. We need to make a form up for mileage.
- Motion to approve the Town of Superior Senior Van Policy made by Councilmember Besich-Lira, Second made by Vice Mayor Lopez. Motion carries.
- C. Consideration of letter or Requests for the Planning and Zoning Commission, and Appointment of new Planning and Zoning Commissioner (1). The Planning and Zoning Commission will meet on November 14, 2013. The Council accepted the resignation of Bill Vogler from the Commission. The manager advertised for applicants for the open position on the Planning and Zoning Commission. The Town Manager received two letters asking to be appointed: Sandra Irwin-Doyle and Sonnie Sansom. The letters are attached. The Council can ask the two applicants to state why they want to be on the Commission, or Council can just accept their letters, and make a motion to accept one of the two applicants, it is up to the Mayor and Council. The terms of office are for three (3) years. I did not find any terms listed for the Planning and Zoning Commission as it stands now. I will ask the Commission when their terms expire and if terms of

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office need to be addressed that can be addressed at a later Council meeting. The new member's term expires 2016.

Motion was made to accept Sonnie Sansom as new member of Planning and Zoning Commissioner. Second by Councilmember Aguilar. Motion carries with 6 yes votes and 1 no vote, Councilmember Tameron.

- D. Discussion and Possible Vote Regarding The Superior Police Department or Contract With Pinal County Sheriff's Office: This agenda item addresses the Superior Police Department and whether or not to rebuild the department, or to work towards an IGA with the Pinal County Sheriff's Office. This agenda item was worded so that if Council has some questions, they can adjourn into Executive Session with the Town Attorney to discuss legal questions. Also there will possibly be two presentations during this agenda item. Sgt. Ramirez will be at the Council meeting to explain his report that is attached. The report is on the Superior Police Department and what Sgt. Ramirez feels would be required to operate a full time Police Department. He can either read his report and explain it, or just answer questions the Council has. The last three pages of Sgt. Ramirez's report is on the Town of Superior's current personnel. One procedure that we are currently utilizing is paying our reserve officers. Also attached is a proposal from Sheriff Paul Babeu with his proposal for an annual contract for law enforcement services for the Town of Superior that was submitted in March of 2013. Also submitted is another proposal that your previous Manager/Attorney was working that increases the original costs from \$699,822.60 to \$799,000. Manager Gaston, stated she feels the Town should have a current proposal from the Sheriff if the Council votes to proceed with an IGA so we will know the actual costs to the Town of Superior. The Town Attorney Steve Cooper will be here to help us through this process. Councilmember Besich-Lira made the motion to end all negotiations and hire a Police Chief, Second by Vice Mayor Lopez, Mayor asked for a vote by hand, 4 yes votes- Councilmember Alonzo, Councilmember Estatico, Councilmember Besich-Lira, Vice Mayor Lopez, 2 no votes- Councilmember Aguilar, Councilmember Tameron, Mayor Valenzuela abstained from any comments or any vote that was taken on this business item. Motion carries 4-2.

Sheriff Paul Babeu asked to speak after the vote. This process started a year ago. The county has spent a lot of money. He has spoken to each Councilmember and also to people that didn't want to be identified. You cannot maintain a Police Department with out money, training, equipment. The reason you have money right now is because you only have 3 officers and a Sergeant. There is a big problem in this town with drugs and gang affiliations, residents are afraid to speak up and there is a real problem. Pinal County will always be here to help in any form the Town might need. We will be happy to assist in the hiring process. One thing is you will not be able to hire good law enforcement with what you are paying officers; you get what you pay for, no offense for the present officers. Sheriff Babeu stated we depart on good terms we appreciate everyone's cooperation.

Councilmember Aguilar commented; He hopes that everyone is happy, we have a gang problem and nobody seems to see that. We will continue to have problems, and don't come crying to us when they break into your house or hurt someone you love. Councilmember Aguilar got up and left the meeting. Councilmember Alonzo also had a comment, we do have a problem and it was due to past management. So now we all have take responsibility to correct this and bring the

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Police Department back to where it should be. He appreciates the comments and in return we all have to be proactive in helping our Police Department to do their jobs step up and get involved. Councilmember Tameron asked for Sgt. Ramirez to present his report he would like to hear it and have the public hear what he has to say.

Sgt. Ramirez went thru his report and stated there are reports that have not been done and went thru all of the areas of the Police Department and what need to be done to bring it up to standards that a department should be running under.

Councilmember Besich-Lira- thanked Sgt. Ramirez, also said that we have problems that can be solved and we just need the leadership that wants to get things done here and want a good working relationship with PCSO, which I think we have always had a good relationship. She also didn't feel it was fair for our residents to pay again for the use of Pinal County Sheriff's Office when we already pay taxes.

CALL TO THE PUBLIC

1. Sandra Doyle – no comment
2. Marilee Lasch – We just witnessed behavior that was embarrassing. Another thing that bothers her is the conflict of interest she has witnessed and is glad that the Attorney is here and maybe he can share some light on this matter. There is major conflict of interest for elected officials. It is also perception or the appearance. We have a lot of work to do and if know me I will get in there and help where needed. We just need to take a real hard look at this matter.
3. Sonnie Sansom- There is a saying that you have to say something 25 times in order for people to pay attention to what you have to say, he is at that point. He then handed out a letter to all board members, Attorney and Town Manager. This letter contains his issues with the Town and concerns.
4. Dave Richins- New government affairs representative for Resolution Copper Company and just wanted to come down and introduce myself to all of you. I am also a member of the Mesa City Council and I look forward to meeting and working with you. He gave a brief summary of his background he's excited about this Town and working with the community. Invited the Town to a meeting Resolution Copper Company is having and the plans for the mine in this town. He is available to meet and work with this Council in any way he can be of help.
5. Sue Anderson – Wants to thank the Town for putting all of the flyers in with the bills for the free dump day on Dec. 7. Also the Town is going to provide a backhoe and an operator which will be a huge help. We will be making more announcements as the time gets closer to this event. She wasn't going to mention anything but she's feeling the Chamber is being discriminated against since we seem to be the only committee paying all of the fees required to pay for Town buildings. The Chamber has paid over \$1100.00 in fees for our events and would like to ask the Town to refund \$300.00 of that money since no one else seems to have to pay the fees. We do bring a lot of people to this Town.

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6. Hank Gutierrez- Encourages the Council to write a letter to continue in good faith negotiations. It would not be an agreement but something to let them know we are looking forward to communications with Resolution Copper. Thanks to Sgt. Ramirez and Pinal County Sheriff's Department. As far as gangs I see it too and I think a lot of it is family telling on family members. I think we could help out, there has to be a silent witness program reinstated and we as the public have to help our Police Department police our community. The difference between the Chamber and Lost Trail Eco Development is one is done thru out the country and the other is local business Development. Both are equally important.

EXECUTIVE SESSION

NOTHING FOR EXECUTIVE SESSION

SUMMARY OF CURRENT EVENTS

1. Councilmember Besich-Lira: I have been working with the Copper Corridor Economic Development and one of the projects I have been tasked with is working on a Regional Tourism Council. There are things that the Town can provide that net neutral to the budget overall. We need to partnership with different organizations in order to be successful. Ms. Besich-Lira made a invitation to several activities that are going to take place in the near future. She also provided date and times for each of the meetings, events taking place.
2. Councilmember Alonzo- No comment
3. Councilmember Estatico- Thanked Sgt. Ramirez for all of his work and effort to help out our Police Department. Pinal County we waited and waited till finally we could not wait any more.
4. Councilmember Tameron – No comment.
5. Vice Mayor Lopez – Thank you Sgt. Ramirez for the good job and he agrees with Mr. Estatico we waited and waited and we needed to make a decision. Hopefully we will be able to move forward and I will work very hard to get this going.
6. Mayor Valenzuela- Monday is Veteran's day hope we should all go out and enjoy the festivities. Also he wants to congratulate the 7th grade girls Volleyball team for making the tournament and the 8th grade won the Championship he just wanted to say Congratulations to those two teams
7. Town Manager, Margaret Gaston- Superior School district is having a school status meeting regarding the Status of Education in Superior and Arizona on Wednesday 13th, 2013 at 6:00 p.m. at the High School.

Just wanted to let Council know there is a flyer from the Fire Department for Toys for Tots. We are hoping to have an Angel Tree at Town Hall also for the kids in Town.

Wanted to thank Sgt. Ramirez for all of his hard work and effort he put into our Police Department. I enjoyed working with him. He's very professional, very business like, easy to work with.

I did receive a Waste Water Energy Use Survey from Lisa Henderson of the Governor's Office of Energy Policy. The Governor's Office had Energy Grants before to help cities and towns save on their energy costs. I am hoping by filling out the questionnaire, we will be eligible to apply for a grant now or in the future to help with our blowers at the WWTP. The letter doesn't state there are grants available, but I'm sure it will help to fill out the survey. Lisa Henderson is a wonderful

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person to work with, and if there is money available, she will find it. We were unable to replace any blowers with the latest CDBG funding. A variable speed blower would be great to have at our facility.

Don't forget the P&Z Commission meeting on Thursday, November 14th, 2013, regarding the zoning change for the Circle K. A Notice of Quorum will be posted Friday for a week.

I did attend the Pinal County Supervisors meeting when they addressed the issue of the Health Dept. charges. I felt I should attend for the Town of Superior, because the costs might be higher to operate the pool and the Senior Center. That agenda was tabled.

Blood Monitoring Systems are installed here at the Senior Center, right next to the piano just in case any one wants to check their Blood Pressure. The other one is at the Fire Department.

ADJOURNMENT

Mayor called for a motion to adjourn meeting, Motion to adjourn meeting made by Vice Mayor Lopez, Second by Councilmember Estatico, Motion carries. Meeting adjourned at 8:25 p.m.

Mayor Jayme Valenzuela

Attest:

Town Manager/Margaret Gaston